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MESSAGE

Serial 10/783 935

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2. Copy of Transmittal Letter and Part B - Fee(s) Transmittal Form with Certificate of Mailing and copy of canceled check no. 312132 dated July 27, 2006 in the amount of \$1,715.00 for payment of issue fee due August 2, 2006 but never received by the PTO.
3. Copy of return postcard date stamped by the PTO on August 7, 2006.

Total Number of pages to follow: 8

This collection of information is required by 37 CFR 1.8. The information is required in order to ensure that the public is notified of the filing of an application, including statements, proposals, and amendments, and ensuring the complete abandonment form to the USPTO. This information is submitted to take 1.8 minutes to complete. Any person who is the holder of the time you require to complete this form and/or supervisor for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, A.D. Box 1480, Alexandria, VA 22304-1480. DO NOT SEND PAGE OR COMPLETED FORM TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1480, Alexandria, VA 22304-1480.

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3. Copy of return postcard date stamped by the PTO on August 7, 2006.

Total number of pages to follow: 8

This collection of information is required by 37 CFR 1.8. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.8 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In Re the application of:

Applicant:	David C. McClure	Docket No.:	03-C-133
Application No.:	10/783,935	Art Unit:	2824
Filed:	February 20, 2004	Examiner	Eric J. Wendler
For:	<b>TAMPER MEMORY CELL</b>	Confirmation No.:	7267

Mail Stop: Issue Fee  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**PETITION TO WITHDRAW HOLDING OF ABANDONMENT UNDER  
37 CFR 1.181(a) AND CONDITIONAL PETITION TO ACCEPT LATE  
PAYMENT OF ISSUE FEE UNDER 37 CFR 1.137(a)**

Dear Sir:

In response to the Notice of Abandonment mailed September 13, 2006, and in response to the Notice of Allowance mailed May 2, 2006 in the above-referenced patent application, Applicant requests that the abandonment in this case be withdrawn per the enclosed documents. This application became abandoned for failure to pay the issue fee within the three month period from the date of the notice of allowance required by 37 CFR 1.316. The issue fee payment due on or before August 2, 2006 was mailed by Applicant on August 1, 2006 with a signed certificate of mailing under 37 CFR 1.8. However, the PTO has indicated that it never has received the issue fee and publication fee.

Enclosed is a copy of Applicant's Transmittal Letter and Part B - Fee(s) Transmittal Form with certificate of mailing, along with a copy of canceled check number 312132 dated July 27, 2006, for payment of the issue fee due on or before August 2, 2006, which papers were originally mailed by Applicant on August 1, 2006, and received by the PTO as evidenced by the return receipt postcard submitted by Applicant and date stamped by the PTO on August 7, 2006 and returned to Applicant (copy attached).

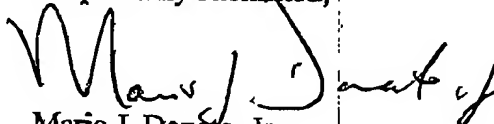
Because the certificate of mailing procedure under 37 CFR 1.8 was followed, the issue fee payment was in fact timely filed and the holding of abandonment is improper and should be withdrawn. No fee is believed required by this petition.

To the extent this petition to withdraw holding of abandonment is not granted, please consider this a petition to accept late payment of the issue fee under 37 CFR 1.137(a) and charge the required petition fee to deposit account number 19-1353.

The Commissioner is hereby authorized to charge any additional fees that may be required, or credit any overpayment to Deposit Account No. 19-1353. A duplicate copy of this sheet is enclosed.

Dated: September 21, 2006

Respectfully submitted,



Mario J. Donato, Jr.

Reg. No. 37,816

STMicroelectronics, Inc./MS 2346

1310 Electronics Drive

Carrollton, TX 75006

972-466-7503 (tel)

972-466-7044 (fax)

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David C. McClure

TAMPER MEMORY CELL  
Docket No. 03-C-133; Serial # 10/783,935

1. Transmittal letter
2. Form PTOL-85 (Part B)
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Page 1

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TAMPER MEMORY CELL  
Docket No. 03-C-133; Serial # 10/783,935

1. Transmittal letter
2. Form PTOL-85 (Part B)
3. Check \$1,715.00
4. Return postcard

Mailed: 8-1-06

cc: Andy Szuwalski



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

Applicant :	David C. McClure	Docket No :	03-C-133
Serial No :	10/783,935	Art Unit :	2824
Filed :	February 20, 2004	Examiner :	Eric J. Wendler
For :	TAMPER MEMORY CELL	Confirmation No :	7267

TRANSMITTAL LETTER

Mail Stop Issue Fee  
Commissioner for Patents  
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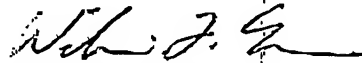
Sir:

In response to the Notice of Allowance and Fee(s) Due mailed May 2, 2006, for the above-identified patent application, enclosed are the following:

- (1) Part B-Fee(s) Transmittal PTOL-85 with Certificate of Mailing.
- (2) Check in the amount of \$1,715.00 for payment of (a) Issue Fee and (b) advanced order of five copies; and (c) Publication Fee.
- (3) Our return postcard.

The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 19-1353. A duplicate copy of this sheet is enclosed.

Respectfully submitted,



William F. Esser  
Reg. No. 38,053  
Attorney for Applicant

STMicroelectronics, Inc.  
1310 Electronics Drive/MS 2346  
Carrollton, TX 75006  
972-466-7503

CERTIFICATE OF MAILING  
37 CFR 1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail with sufficient postage, in an envelope addressed to: Mail Stop Issue Fee, Commissioner for Patents, P. O. Box 1450, Alexandria VA. 22313-1450 on the date below:

August 1, 2006  
Date

Angie Rodriguez  
Signature

## PART B - FEE(S) TRANSMITTAL

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Angie Rodriguez (Depositor's name)  
Angie Rodriguez (Signature)  
August 1, 2006 (Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/788,935	02/20/2004	David C. McClure	03-C-133	7267

TITLE OF INVENTION: TAMPER MEMORY CELL

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	NO	\$1400	\$300	\$1700	08/02/2006
EXAMINER	ART UNIT	CLASS-SUBCLASS			
WENDLER, ERIC	2824	365-154000			

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1 Lisa K. Jorgenson

2 Andre M. Szuwalski

3

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

STMicroelectronics, Inc.

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

Carrollton, Texas

Please check the appropriate assignee category or categories (will not be printed on the patent): ☐ Individual ☒ Corporation or other private group entity ☐ Government

4a. The following fee(s) are enclosed:

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5. Change in Entity Status (from status indicated above)

- ☐ a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27. ☐ b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

The Director of the USPTO is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above.  
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Authorized Signature

*William F. Esser*

Date

8/1/06

Typed or printed name William F. Esser

Registration No. 38,053

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